

**West Hartford Town Council Meeting**

**Monday, October 7, 2019**

*Generated by Cindy A Porrini on Tuesday, October 8, 2019*

**Members present**

Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

**Meeting called to order at 8:10 PM**

**1. Meeting Opening**

A. Call to Order 8:10 pm

B. Pledge of Allegiance

C. Roll Call **ALL PRESENT**

**2. Approval of Minutes**

A. Town Council Minutes 9-24-2019

**RECEIVED**

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

B. Public Hearing Minutes - Application 10-60 Starkel Road

**RECEIVED**

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

**3. Public Forum NO ONE SPOKE**

**4. Consideration of Consent Calendar NO ITEMS**

**5. Unfinished Business**

A. Amended Ordinance Amending Parking Restrictions. **(This agenda item will be the subject of a public hearing on October 7, 2019 and may not be addressed during Public Forum pursuant to Town Council Rules) (577)**

**MOTION TO AMEND**

Motion by Councilor Dodge, second by Councilor Wenograd.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

**MOTION TO ADOPT AS AMENDED**

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

**WHEREAS**, West Hartford has vibrant commercial districts which abut residential neighborhoods; and

**WHEREAS**, There is interest in protecting said neighborhoods from noise and other unpleasant activity that may be associated with late night parking; and

**WHEREAS**, prohibiting parking at an earlier hour on certain designated residential streets may encourage late night business patrons to park in off-street locations within commercial districts.

**NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF WEST HARTFORD THAT:**

Section 168-13 of the West Hartford Code of Ordinances is hereby repealed and the following is substituted in lieu thereof:

§ 168-13 Specific acts and penalties.

The following shall be considered violations and penalties for improper parking and, as such, are prohibited acts:

A. Specific acts and penalty.

(1) The following are prohibited acts:

(a) Failure to deposit a coin in any parking meter; any car parked at a parking meter in which the time has expired; or parking over the legal time at any parking meter by inserting an additional coin to extend the legal parking time.

(b) Parking on any street at any time between 2:00 a.m. and 5:00 a.m.

(c) Parking on any street at any time between 11:00 p.m. and 5:00 a.m. provided that such street has been designated by the Town Manager as one upon which parking is prohibited between these hours and further provided that signage is installed on each such street that clearly informs the public of the hours during which parking is prohibited.

(2) The penalty for any violation of this subsection shall be \$16.

B. Ordinance Adopting a Revision and Recodification of the Code of the Town of West Hartford, Connecticut, Providing for Code Amendments, and the Repeal of Certain Obsolete and Conflicting Ordinances. **(This agenda item will be the subject of a public hearing on October 7, 2019 and may not be addressed during Public Forum pursuant to Town Council Rules)** (89)

**ADOPTED**

([Click Here](#) for Recodification Ordinance)

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

C. Ordinance Establishing a West Hartford Prevention Council. **(This agenda item will be the subject of a public hearing on October 7, 2019 may not be addressed during Public Forum pursuant to Town Council Rules.)**

(1099)

**ADOPTED**

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

D. Resolution Authorizing the Execution of an Easement in Favor of Gastro Park Holdings LLC. (999)

**ADOPTED**

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

([Click here](#) for Easement)

## 6. New Business

A. Application filed on behalf of Newington Westfarms TMC, LLC, owner of 1553-1559 New Britain Avenue, Special Development District (SDD) #103. The requested amendment is for architectural modifications to the façade and existing pylon sign and for the removal of certain prior SDD conditions of approval regarding use restrictions. Associated landscaping improvements are proposed. **(This agenda item will be the subject of a public hearing and may not be addressed during Public Forum pursuant to Town Council Rules)** (926)

**SET FOR PUBLIC HEARING ON NOVEMBER 12, 2019 AT 7:00 PM REFER TO TPZ, DRAC & CRCOG.**  
**(Complete Application on file in Town Clerk's Office)**

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

B. Resolution Authorizing the Town Manager to Execute a Lease with the Universalist Church (577)

**SET FOR PUBLIC HEARING ON NOVEMBER 12, 2019 AT 7:20 PM REFER TO TPZ.**

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Councilor Barnes, Mayor Cantor, Councilor Davidoff, Councilor Dodge, Councilor Fay, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd, Councilor Williams

**WHEREAS**, the Town of West Hartford owns property identified as 68-84 North Main Street ("Property"); and

**WHEREAS**, the Town executed a lease with the Universalist Church in 1975 which has allowed the Church to utilize approximately .55 acres of the Property as a parking area for those attending church services and events and for those participating in its ministries; and

**WHEREAS**, the lease has expired and the Church has requested that the Town execute a new lease for a fifty year

term to allow it to make capital improvements to the parking area and to better ensure the continuity of the faith community; and

**WHEREAS**, a new lease with the Church will provide additional revenue to the Town and will allow the Church to continue its varied ministries that benefit the West Hartford community at large:

**NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF WEST HARTFORD THAT** the Town Manager is hereby authorized to execute a lease with the Universalist Church on the following material terms, and on such other terms and conditions as may be in the best interest of the Town, all subject to review and approval as to form and legality by the Office of Corporation Counsel:

1. Property: Rear of 68-84 North Main Street.
2. Term: 50 years.
3. Rental rate: \$1,200 for the first year, with 1% annual increases, adjusted every 5 years.
4. Permitted Use: Parking vehicles in connection with church purposes and for those individuals attending church services and events and participating in the church's ministries.
5. Maintenance & Repair: Church has the obligation to keep the Property in good condition and to make such repairs as may be necessary to keep the Property in good condition.
6. Utilities: Church will be responsible for the payment of all utilities servicing the Property.
7. Alterations: All alterations made to the Property will require the Town's prior written approval, which approval may be withheld in its sole discretion.
8. Insurance & Indemnification: The Church will provide such insurance coverages and such indemnity obligations as required by the Risk Manager and Corporation Counsel.

Action: C. Resolution Establishing an Annual Salary Range for Certain Unclassified Positions  
**ADOPTED, 6-3**

Motion by Deputy Mayor Kerrigan, second by Councilor Davidoff.

YES: Mayor Cantor, Councilor Davidoff, Councilor Dodge, Deputy Mayor Kerrigan, Councilor Sweeney, Councilor Wenograd

NO: Councilor Barnes, Councilor Fay, Councilor Williams

**WHEREAS**, Chapter 30, Article 1, Section 30-2(B) of the Code of Ordinances specifies that the Town Council shall, by resolution, establish an annual salary range for classified and unclassified positions not covered by collective bargaining agreements; and

**WHEREAS**, the Town Council authorized funding for two (2) new part-time unclassified positions in the Fiscal Year 2019-2020 budget; and

**WHEREAS**, the annual salary range for these new part-time unclassified positions must be established prior to extending an offer of employment to each,

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF WEST HARTFORD** that the annual salary range for the two new unclassified part-time positions shall be as set forth below; and further that such annual salary ranges shall be increased in an amount equal to the cost-of-living adjustment agreed to with the non-public safety bargaining units, unless the Town Manager recommends otherwise to the Council:

	Minimum Hourly	Maximum Hourly
Emergency Management Program Specialist (Part-Time)	\$25.00	\$40.00
Recycling Coordinator (Part-Time)	\$25.00	\$40.00

7. Reports of Town Manager Town Manager Matthew W. Hart presented his report to Council.

8. Announcements- Upcoming events were reported by Mayor Cantor.

9. Reports of Corporation Counsel- an Executive Session is required to discuss two pending litigation matters.

10. Appointments:

West Hartford Prevention Council

Benjamin Grippio appointed as a member for a term to 12-31-2020.

Jean Schensul appointed as a member for a term ending 12-31-2020.

Nordia Napier appointed as a member for a term ending 12-31-2020.

Carl Shields appointed as a member for a term ending 12-31-2021.

Jonathan Merritt appointed as a member for a term ending 12-31-2021.  
Brenda McKeown appointed as a member for a term ending 12-31-2021.  
Howard Dashefsky appointed as a member for a term ending 12-31-2022.  
Kadzo Kangwana appointed as a member for a term ending 12-31-2022.  
Heather Alix appointed as a member for a term ending 12-31-2022.

11. Reports of Standing or Special Committees **NONE**

12. Communications **NONE**

13. Consent Calendar **NO ITEMS**

14. Petitions **NONE**

15. Executive At 9:37 pm Mayor Cantor moved to convene into Executive Session for the purpose of discussing two pending litigation matters. Present to discuss the matter: Mayor Cantor, Council Members Barnes, Davidoff, Dodge, Fay, Kerrigan, Sweeney, Wenograd, and Williams; Corp. Counsel Alair; Assistant Corp. Counsel Gina Varano, Assistant Corp. Counsel Garmon Newsom, Town Manager Matthew W. Hart, and Director of Finance Peter Privitera.

At 10:00, on motion of Mayor Cantor and seconded by Councilor Kerrigan it was voted to reconvene into Public Session.

16. Adjournment at **10:01 PM**

Motion by Mayor Cantor, second by Deputy Mayor Kerrigan.

SUSPENSE:

A. Presentation of Proclamation to Helen Rubino-Turco for the Ten-Minute Walk Initiative.

B. Presentation of Proclamation to Chief Priest and Assistant Fire Chief Sinsigalli for Fire Prevention Week.



Essie S. Labrot  
Town Clerk/Council Clerk